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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/845,382	04/30/2001	Masakazu Hayashi	450100-03199	2746

20999 7590 03/16/2007  
FROMMER LAWRENCE & HAUG  
745 FIFTH AVENUE- 10TH FL.  
NEW YORK, NY 10151

EXAMINER
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NGUYEN, KIMNHUNG T

ART UNIT	PAPER NUMBER
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2629

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/16/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

<b>Office Action Summary</b>	<b>Application No.</b> 09/845,382	<b>Applicant(s)</b> HAYASHI ET AL.	
	<b>Examiner</b> Kimnhung Nguyen	<b>Art Unit</b> 2629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 22 January 2007.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 2-4, 8, 9, 11-13, 17, 18, 20-22, 26, 27, 29-31 and 35-37 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 2-4, 8, 9, 11-13, 17, 18, 20-22, 26, 27, 29-31 and 35-37 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All    b) ☐ Some \*    c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### DETAILED ACTION

1. This application has been examined. The claims 2-4, 8-9, 11-13, 17-18, 20-22, 26-27, 29-31, and 35-37 are pending. The examination results are as following.

#### *Claim Rejections - 35 USC § 102*

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 2,4,8-9,11,13,18,20,22,26-27,29,31 and 35-37 is rejected under 35 U.S.C. 102(e) as being anticipated by Robertson et al. (US 6,160,553).

Regarding claims 2,4,11,13,20,22,29 and 31, Robertson et al. disclose in figure 9, a display method comprising the steps of dividing specific display area of a display apparatus into a plurality of areas (see figures 9-10, see multiple thumbnails images and each one associated with own function, see thumbnail 902 associated with Internet Explorer, see column 13, lines 19-62) as function of a size of desired non-image (see figures 13-14A, because Roberrson et al. discloses non-image with text); generating image data (see thumbnails) that is related to the desired non-image and comprises the plurality of areas divided, by setting a pixel data for each of the plurality of areas based on the non-image data (see low or high resolution associated with pixels and bit color, see column 9, lines 20-43, column 12, lines 45-62 and column 13, lines 53-57), and displaying the image generated (display thumbnails, associated with object, see col. 9, lines 20-43); wherein a number of area is proportional to the size of said-non-image (see fig.

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14A, col. 21, lines 33-52) so as to increase the number of the plurality of areas the display area is divided when the size of the non-image data is larger.

Regarding claims 8, 17, 26 and 35, Robertson et al. discloses further, wherein boundaries among said divided areas are blurred after saturation of one or plurality of pixels in each of said divided areas is changed (see figure 10, column 13, lines 19-56).

Regarding claims 9, 18, 27 and 36, are similar claim 2 and discussed above. Robertson et al. discloses further, wherein the non-image data is a text file (see descriptive, fig. 14A), wherein at least part of the contents of said text file is displayed in the form of text in such a manner to be overlapped to said image in formation (see figure 9).

Regarding claim 37, Robertson et al. discloses further, wherein a size of an area of the plurality of areas is smaller than an area corresponding to a thumbnail image because the first number of areas is inside of the thumbnail image.

5. Claims 3, 12, 21 and 30 are rejected under 35 U.S.C. 103(a) as being unpatentable over Robertson et al. (US 6,160,553) in view of Hoffman (US 5,761,655).

Robertson et al. discloses every feature of the claimed invention, excluding the divided areas is modified by taking unit data quantities of said data file as data values of red, green, and blue dots of one or a plurality of pixels in each of said divided areas.

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Hoffman disclose in figure 5, the divided areas is modified by taking unit data quantities of said data file as data values of red, green, and blue dots of one or a plurality of pixels in each of said divided areas (see pixel process routine and RGB values, column 6, lines 63-67 and column 7, lines 1-13).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to implement the data values of red, green, and blue of one or a plurality of pixels in each of said divided areas as taught by Hoffman into the system of Robertson et al. because this would provide to the user the scan increment the original image is changed, and perform the operation of the routine of Red, Blue and Green color values (see col. 7, lines 1-13), which appropriate indices for file ID and dominant color for each of the thumbnails produced.

### ***Correspondence***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kimnhung Nguyen whose telephone number is (571) 272-7698. The examiner can normally be reached on MON-FRI, FROM 8:30 AM-5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amr Awad can be reached on 571-272-7764. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kimnhung Nguyen  
Patent Examiner  
March 14, 2007